GAHC010169712020

THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : Bail Appln./2636/2020

MANORANJAN DAS
S/O LATE MUNINDRA DAS, R/O VILL-SIMLAGURI, P.S.-GOBARDHANA,
DIST-BAKSA, ASSAM

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PUBLIC PROSECUTOR, ASSAM

Advocate for the Petitioner : MR. S ALIM

Advocate for the Respondent : PP, ASSAM

BEFORE
HON'BLE MRS. JUSTICE RUMI KUMARI PHUKAN

O R D E R

11-12-2020.

By filing this petition under Section 439 of the CrPC, petitioner Manoranjan Das who is in custody since 07.09.2020, has prayed for releasing him on regular bail in connection with the Howly P.S. Case No.374/2020, under Section 20(B) of the NDPS Act.

Heard Mr. S. Alim, learned counsel appearing for the petitioner as well as Mr. N.K. Kalita, learned Addl.

P.P., Assam representing the State respondent.

The case diary has been produced.

It is submitted by the learned counsel for the parties that Section 20(C) of the NDPS Act has already been added in the present case, which pertains to commercial quantity.

The FIR lodged as well as the seizure list, prepared in connection with the case clearly reveals that the suspected drugs i.e. (1) Nine (9) cartoons Ensedyl (containing 100 bottles in each cartoon) and (2) Twenty (20) cartoons COD-X (containing 100 bottles in each cartoon) were seized from the present accused petitioner and he was also apprehended.

The seized drugs pertains to commercial quantity and the case diary reveals complicity of the present accused with the offence alleged.

Considering all entirety, the bail prayer made by the above named petitioner stands rejected at this stage.

Return back the case diary forthwith.

JUDGE

Comparing Assistant